

**SUMTER COUNTY BOARD OF COMMISSIONERS**  
**EXECUTIVE SUMMARY**

**SUBJECT:** \*Operating Permit Extension for Limerock Mine - Mid Coast Aggregates - 5:30 p.m.  
Public Hearing

**REQUESTED ACTION:** **Approve extension of Operating Permit for Mid Coast Aggregates for 10 years.**

☐ Work Session (Report Only)  
☒ Regular Meeting

**DATE OF MEETING:** 9/29/2009  
☐ Special Meeting

**CONTRACT:** ☒ N/A

Effective Date: \_\_\_\_\_  
Managing Division / Dept: \_\_\_\_\_

Vendor/Entity: \_\_\_\_\_  
Termination Date: \_\_\_\_\_

**BUDGET IMPACT:**

☐ Annual  
☐ Capital  
☒ N/A

**FUNDING SOURCE:** \_\_\_\_\_

**EXPENDITURE ACCOUNT:** \_\_\_\_\_

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**HISTORY/FACTS/ISSUES:**

In 1998 and 1999, the Board approved a Conditional Use Permit (CUP98-1) and associated Operating Permit (OP-99-2) for the Mid Coast Aggregates Limerock Mine (formerly known as the Mazak Mine) on property located north of SR 50, approximately 2 miles west of the intersection with C-469 in Mabel. In 2006, the Board approved an amended Operating Permit to reflect Mid Coast Aggregates as the new mine operator (OP2006-0001). OP2006-0001 expired on September 14, 2009, 10 years from the initial operating permit approval. On August 24, 2009, prior to the expiration of OP2009-0001, Mid Coast Aggregates applied for an extension of the operating permit.

The current mine operation was inspected by the County's consulting hydro-geological engineers (Tetra Tech, Inc.) on June 10, 2009. Tetra Tech found the mine to be in full compliance with the terms and conditions of their operating permit. There was only one reported complaint regarding blasting at the mine. However, records indicate that the blasting was within the permitted levels.

The requested Operating Permit extension will maintain the same terms and conditions for the mine operation established in OP 2006-0001 with minor amendments to the transportation conditions to reflect SR 50 is under the jurisdiction of the Florida Department of Transportation.

The requested term for the Operating Permit extension is 10 years (September 29, 2019). During this 10 year term, there will be bi-annual inspections to assure compliance with the terms and conditions of the mine's operating permit.

The mine operator (Mid Coast Aggregates) plans to operate within Phase II of the mining plan through 2019.

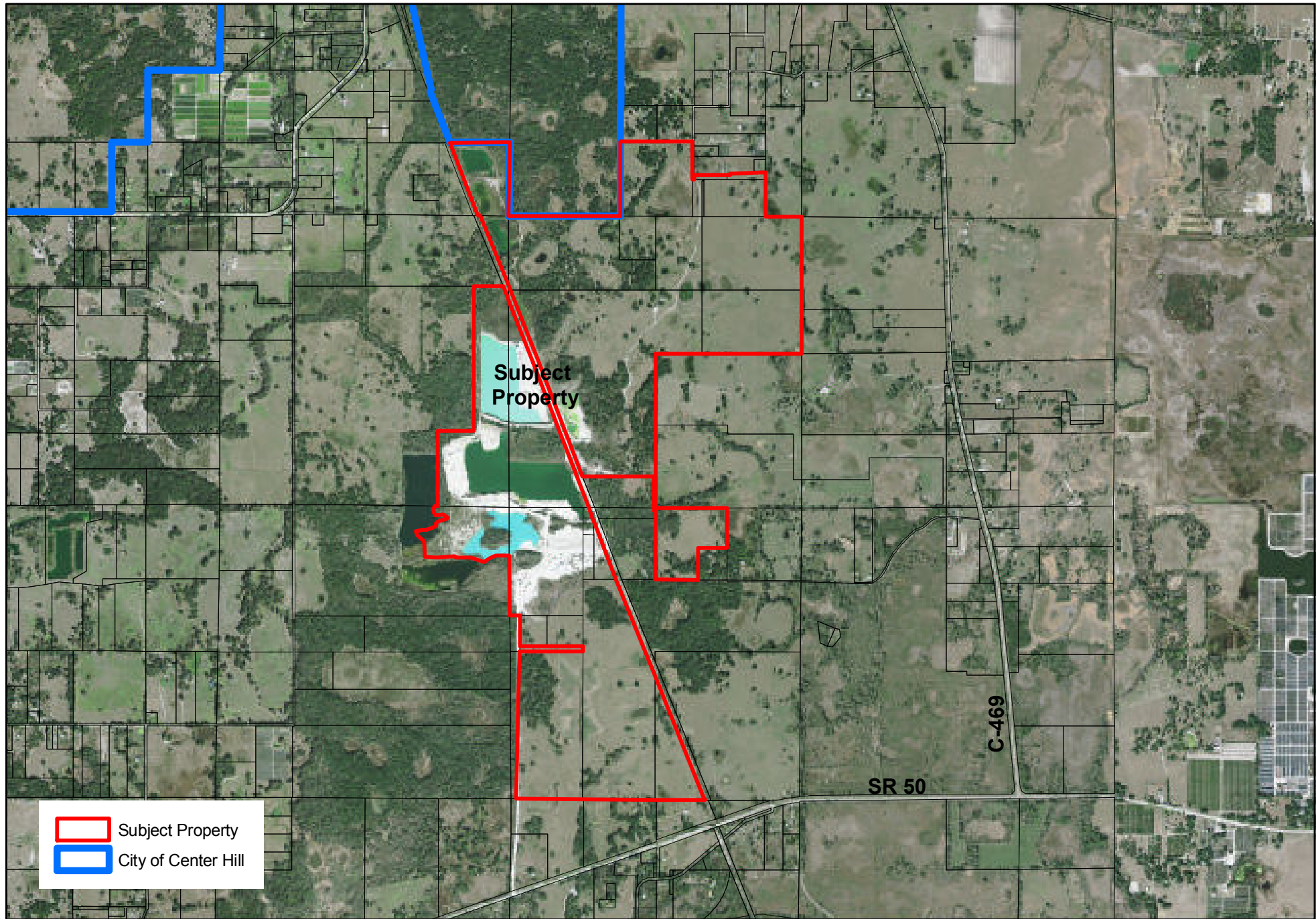
On September 14, 2009, the Development Review Committee (DRC) reviewed the proposed extension of the Operating Permit for Mid Coast Aggregates to 2019 and recommended approval.

Thirty (30) notices were sent to surrounding property owners regarding this request. One (1) notice was returned in favor.

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Attached for information are general location map, proposed Operating Permit Extension (OP2009-0005), letter and map from Mid Coast Aggregates indicating the extent of mining proposed, and a copy of Operating Permit OP2006-0001.

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0 1,500 3,000 Feet

## General Location OP2009-0005

Map Prepared By: Sumter County Planning 9/21/09

**SUMTER COUNTY BOARD OF COMMISSIONERS  
RENEWAL OF OPERATING PERMIT FOR A LIMEROCK MINE**

**OP2009-0005  
CUP 98-1**

**Property Owner:**

Paul M. Mazak, II and Reba Y. Mazak  
P. O. Box 555  
Webster, Florida 33597

**Mine Operator:**

Mid-Coast Aggregates, LLC  
One Office Park Circle, Ste. 30  
Birmingham, AL 35223

Based on the facts and information provided at the public hearing held by the Sumter County Board of Commissioners (Board) on September 29, 2009, the Board authorizes the renewal of the Operating Permit for Mid-Coast Aggregates, LLC limerock mine (OP 2006-0001) for a 10 year period, which will be September 29, 2019.

This Operating Permit is approved and issued subject to the following general and specific terms and conditions:

**SECTION A — GENERAL & SPECIFIC TERMS AND CONDITIONS**

**A1. Permit Expiration.** This permit shall expire on September 29, 2019 unless renewed pursuant to Chapter 13, Sumter County Code.

**A2. Legal Description of Property For Which Permit Is Approved:**

**Sections 2, 3, 10, 11 and 34 Twp. 22S, Rng. 23E:** The N 2084.09' of the SW ¼ of Section 2, Township 22S, Range 23E, Sumter County, Florida, lying East of the East ROW of S.A.L. Railroad.

And

The N ½ of the NW ¼ of Section 2, Township 22S, Range 23E, less the North 779' of the E ¼ thereof and less the North 200' of the West ¾ thereof

And

That part of the SW ¼ lying West of the Railroad in Section 3, Township 22S, Range 23E, and the SE ¼ of SE ¼; and the East ½ of the SE ¼ of the NE ¼, less the Railroad ROW; and the E ½ of the NE ¼ of the SE ¼, all in Section 3, Township 22S, Range 23E, LESS The North 330 feet of the East 1/2 of the SE 1/4 of the NE 1/4, less the Railroad right-of-way, all in Section 3, Township 22 South, Range 23 East.

And

Commence at the SE corner of the N  $\frac{3}{4}$  of the NE  $\frac{1}{4}$  of Section 10, Township 22S, Range 23E; thence N 02°31'38"W along the E line of Said Section 10 for 1100.65' to the Point of Beginning; thence S 89°19'47"W for 146.94'; thence S 83°20'34"W for 87.58'; thence S 67°10'13"W for 111.76'; thence S 54°31'09"W for 126.25'; thence N 75°19'43"W for 153.48'; thence N 75°17'00"W for 113.87'; thence S 87°10'36"W for 271.17'; thence N 50°16'07"W for 29.07'; thence S 85°24'47"W for 141.70'; thence S 81°38'32"W for 168.50'; thence N 87°12'30"W for 229.33'; thence N 04°02'12" W for 253.94'; thence N 05°39'12"E for 18.89'; thence N 50°59'44"E for 178.41'; thence N 23°09'23"E for 71.06'; thence S 89°09'16"E for 20.19'; to a point of curvature of a curve concave to the W, having a radius of 69.71', a delta angle of 175°22'35" and a chord of N 03°48'37"E 139.31'; thence easterly, northerly and westerly along the arc of said curve for 213.36'; thence N 18°04'31" W for 37.18'; thence N 49°58'02" E for 46.44'; thence N 71°55'42" E for 158.67'; thence N 49°42'08"E for 39.60'; thence N 60°02'46"W for 115.13'; thence S 72°40'25"W for 60.70'; thence N 88°12'01" W for 81.70'; thence N 32°04'29" W for 46.43'; thence N 05°38'05"W for 77.75'; thence N 23°35'58"E for 32.92' to an intersection with the north line of Said Section 10; thence N 88°04'30"E along the N line of said Section 10 for 1365.70' to the NE corner of Section 10; thence S 02°31'38"E along the east line of said Section 10 for 883.91' to POB.

And

The NW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  and the NE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 11, Township 22S, Range 23E lying west of the Railroad.

**Sec. 35, Twp. 21S, Rng. 23E:** Comm. at NE cor of SE  $\frac{1}{4}$  & run W 660' S 1980' W 706.21' for POB Cont. W 597.77' to E R/W of CR 736 Run N 90' E 597.77' S 90' to POB & Comm. at NE cor of SE  $\frac{1}{4}$  Run W 660 S 1980' to POB; thence W 706.21' N 90' E 62.44' N 24.40' N 88°13'02" E 644.14' S 139.67' to POB & From SW cor of SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  Run E 182.19' to POB From said POB Run N 611.96' E 30' S 611.97' S 1340.72' W 30' N 1340.73' to POB & W 211' of SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  less E 30' of S 611.96' & From NE cor of SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  Run W 450.73' to POB Run W 211' S 50' E 211' N 50' to POB & SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  & Beg. at SE cor of SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  Run W 449.77' N 662.38' E 450.73' S to POB & E  $\frac{1}{2}$  of SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  & W  $\frac{1}{2}$  of SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$ . Less The East  $\frac{1}{2}$  of the SE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  and the NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  and the SW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ , all in Section 35, Township 21 South, Range 23 East, Sumter County, Florida.

**Sec. 2, Twp. 22S, Rng. 23E:** Beg. at SE cor of SW  $\frac{1}{4}$  for POB Run N 570.79' W 30' S 570.79' E 30' to POB & E  $\frac{1}{4}$  of N  $\frac{1}{2}$  of NW  $\frac{1}{4}$  & S  $\frac{1}{2}$  of NW  $\frac{1}{4}$  & NE  $\frac{1}{4}$  less S 165'.

**Sec. 11, Twp. 22S, Rng. 23E:** NW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  less E 535' of S 575' of NW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  & S  $\frac{1}{2}$  of NW  $\frac{1}{4}$  less all that property lying E of RR R/W & less W 168.72' of S  $\frac{1}{2}$  of SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  & SE  $\frac{1}{4}$  less those portions lying E of RR R/W & SW  $\frac{1}{4}$  less that property

lying E of RR R/W & less Beg at NW cor of W ½ of SW ¼ Run S 2640' MOL E 110' MOL N/ly to N line of SW ¼ W 168.72' to POB & N 60.21' of E 30' of NE ¼ of NW ¼.

### **A3. Continuance of Permit General and Specific Terms and Conditions**

Unless otherwise indicated in this Operating Permit, the General and Specific Terms and Conditions of Operating Permit OP2006-0001 shall remain in full force and effect during the term of this extension.

### **A4. Amendment to Traffic Circulation Terms and Conditions**

The Traffic Circulation Terms and Conditions (B8.) of Operating Permit OP2006-0001 are amended as follows:

- a. Access for mining operations is restricted to S.R. 50, which is under the maintenance jurisdiction of the Florida Department of Transportation (FDOT), and the existing private paved road.
- b. Interior devices or procedures shall be used to limit the accumulation of lime-rock material and water on S.R. 50 to a degree acceptable to the Board and FDOT.
- c. Whenever, upon notice from FDOT or the County Public Works Director, an accumulation, (within ¼ mile of the mine's access point) of material or water from the mining operation renders the condition of S.R. 50 unacceptable, the mine Operator shall, within 48 hours, or within the time limit set by FDOT or County Public Works Director, correct such condition at the Operator's expense.

Operating Permit Extension Issued:

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Garry Breeden, Chairman  
Sumter Board of County Commissioners

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Clerk

Permit issued this 29th day of September, 2009.

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Bradley T. Cornelius, AICP, Planning Manager  
Division of Planning and Development



MidCoastAggregates

To: Brad Cornelius, AICP  
Planning Manager  
Sumter County

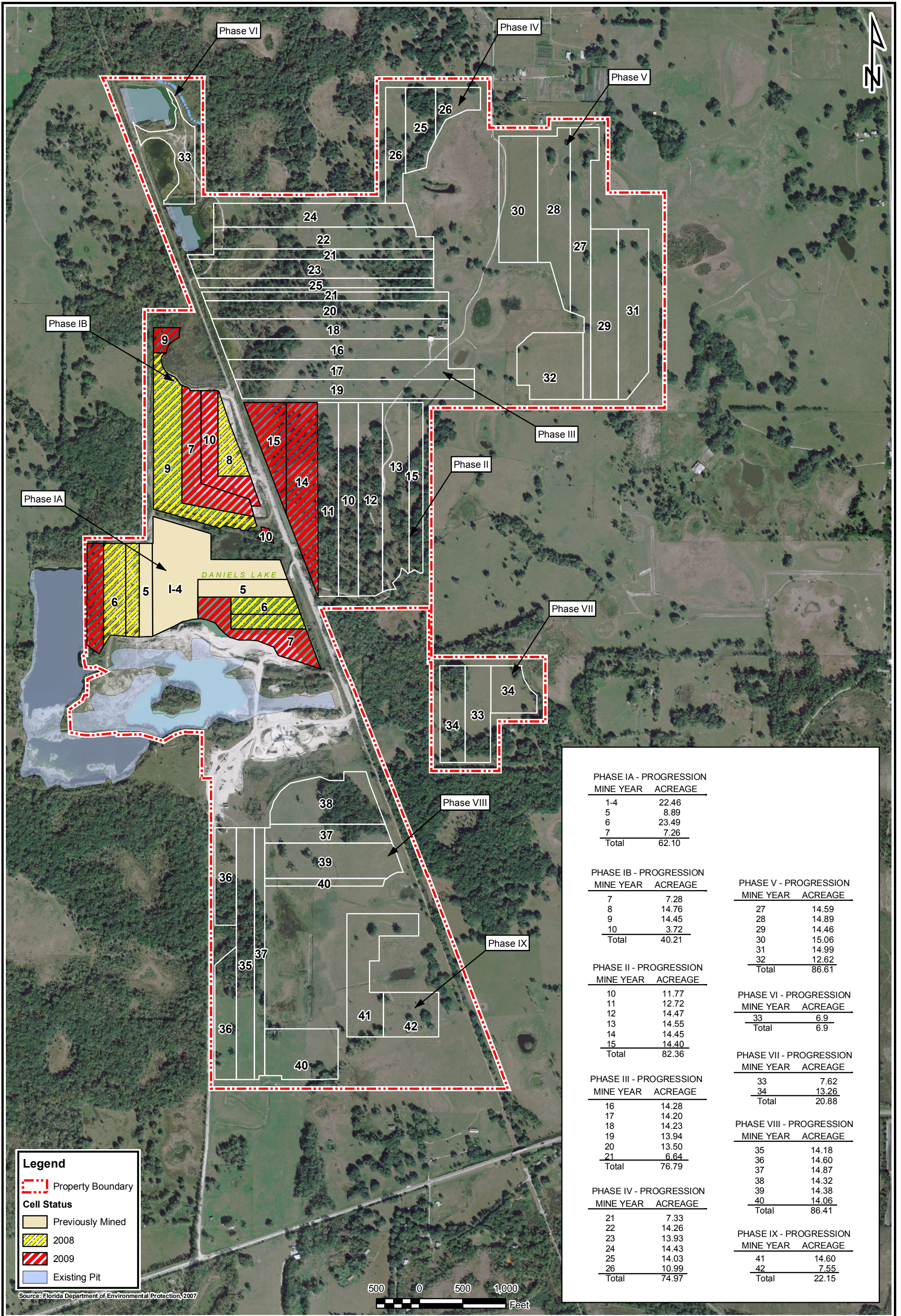
Mr. Cornelius,

Attached is a copy of the Mid Coast Aggregates mining plan for the life of the mine showing the different phases of development. We are now mining in phase II and should remain there for more than the next ten years. If you need anything else please let us know.

Sincerely,

Woody Sanderson  
General Manager  
Mid Coast Aggregates





2

FIGURE

Mine Phasing

SCALE: 1" equals 1,000' DATE: 02/06/2009

Mid Coast Aggregate FDEP IWW Permit No. FL0322890

7000 State Road 50  
Sections 34 & 35, Township 21S, Range 23E and  
Sections 2,3,10 & 11 Township 22S, Range 23E  
Webster, Sumter County, Florida



E Sciences, Incorporated  
FL Engineering Lic. #8691  
34 East Pine Street  
Orlando, Florida, 32801  
www.esciencesinc.com  
Phone: 407-481-9006  
Fax: 407-481-9627

DRAWN BY: TH CHECKED BY: PROJECT NUMBER: 1-0767-001-609



ExN  
Rec 33.00  
TF 36.50  
Doc  
Int  
CC 69.50

**SUMTER COUNTY BOARD OF COMMISSIONERS  
AMENDED OPERATING PERMIT FOR  
LIMEROCK MINE**

**OP2006-0001  
CUP 98-1**

**Property Owner:**

Paul M. Mazak, II and Reba Y. Mazak  
P. O. Box 362  
Groveland, Florida 34736

**New Mine Operator as of February 28, 2006:**

Mid-Coast Aggregates, LLC  
One Office Park Circle, Ste. 30  
Birmingham, AL 35223

This permit is approved and issued subject to the following general and specific terms and conditions:

**SECTION A - GENERAL TERMS AND CONDITIONS**

**A1.** That all statements in the application and supporting data are true and accurate and based upon the best information available, and that all conditions set forth herein will be complied with. If any of the statements in the application and in the supporting data are found to be untrue and inaccurate, or if applicant fails to comply with any or all of the conditions set forth herein, then this Permit may be suspended or revoked, pursuant to Section 13-174 Sumter County Land Development Regulations.

**A2.** The operation of this mine shall not constitute a hazard or threat to the health, safety, or general welfare of the public. The determination of a hazard or threat by the Board may be cause for permit amendment, suspension or revocation, pursuant to Section 13-174 Sumter County Land Development Regulations.

**A3.** All applicable sections of the Florida Statutes, Florida Administrative Code, and Sumter County Code shall be complied with. All mining activities shall remain in compliance with all permits, authorizations, and conditions applicable to the mine. All terms and conditions of permits issued by other agencies for the mining operation, not in conflict with the herein terms and conditions, shall be adhered to. A substantial, or repeated violation of the terms and conditions of this Permit, or the violation of any other ordinance, regulation or law, may be cause for this Permit to be suspended or revoked, pursuant to Section 13-174 Sumter County Land Development Regulations.

SUMTER COUNTY, FLORIDA  
GLORIA HAYWARD, CLERK OF CIRCUIT COURT

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**A4.** An authorized Board representative may, upon reasonable notice, enter the mine property, inspect the facility, and make permit compliance assessments. The Permittee shall either accompany the Board's representative onto the property or make provision for access onto the property. The Permittee shall reasonably assist the Board's representative in investigating complaints filed regarding alleged adverse impacts from mining activities.

**A5.** If mining activities do not commence within three (3) years of issuance of this Permit, or if once commenced, cease for a period of three (3) years, this Permit shall expire unless extended by the Board upon request of the Permittee. A request for an extension must be submitted to the Board, in writing, at least sixty (60) days prior to the permit's expiration date.

**A6.** Dumping of debris, trash, garbage, hazardous or contaminated materials is prohibited in any excavation not permitted for such under local and state laws, and said dumping may be cause for amendment, suspension or revocation of this Permit pursuant to Section 13-174, Sumter County Land Development Regulations.

**A7.** Permittee shall annually submit to the Board a progress report and certification pursuant to Appendix A 3.4.3, Sumter County Land Development Regulations and the required monitoring fee.

**A8.** This permit is non-transferable except in accordance with Section 13-772(b), Sumter County Land Development Regulations.

**A9.** No additional haul road(s) shall be connected to any county, state, or federal road except as provided below.

**A10.** The Board of County Commissioners is to be promptly notified of any significant change in mining operations.

## **SECTION B - SPECIFIC TERMS AND CONDITIONS**

**B1. Permit Expiration.** This permit was originally approved on September 14, 1999 for a time period of five (5) years. The applicant filed for renewal prior to the September 14, 2004 expiration date; therefore, the permit shall expire as of September 14, 2009 unless renewed pursuant to Chapter 13, Sumter County Code.

**B2. Legal Description of Property For Which Permit Is Approved:**

**Sections 2, 3, 10, 11 and 34 Twp. 22S, Rng. 23E:**

The N 2084.09' of the SW ¼ of Section 2, Township 22S, Range 23E, Sumter County, Florida, lying East of the East ROW of S.A.L. Railroad.

And

The N ½ of the NW ¼ of Section 2, Township 22S, Range 23E, less the North 779' of the E ¼ thereof and less the North 200' of the West ¾ thereof

And

That part of the SW ¼ lying West of the Railroad in Section 3, Township 22S, Range 23E, and the SE ¼ of SE ¼; and the East ½ of the SE ¼ of the NE ¼, less the Railroad ROW; and the E ½ of the NE ¼ of the SE ¼, all in Section 3, Township 22S, Range 23E, LESS The North 330 feet of the East 1/2 of the SE 1/4 of the NE 1/4, less the Railroad right-of-way, all in Section 3, Township 22 South, Range 23 East.

And

Commence at the SE corner of the N ¾ of the NE ¼ of Section 10, Township 22S, Range 23E; thence N 02°31'38"W along the E line of Said Section 10 for 1100.65' to the Point of Beginning; thence S 89°19'47"W for 146.94'; thence S 83°20'34"W for 87.58'; thence S 67°10'13"W for 111.76'; thence S 54°31'09"W for 126.25'; thence N 75°19'43"W for 153.48'; thence N 75°17'00"W for 113.87'; thence S 87°10'36"W for 271.17'; thence N 50°16'07"W for 29.07'; thence S 85°24'47"W for 141.70'; thence S 81°38'32"W for 168.50'; thence N 87°12'30"W for 229.33'; thence N 04°02'12" W for 253.94'; thence N 05°39'12"E for 18.89'; thence N 50°59'44"E for 178.41'; thence N 23°09'23"E for 71.06'; thence S 89°09'16"E for 20.19'; to a point of curvature of a curve concave to the W, having a radius of 69.71', a delta angle of 175°22'35" and a chord of N 03°48'37"E 139.31'; thence easterly, northerly and westerly along the arc of said curve for 213.36'; thence N 18°04'31" W for 37.18'; thence N 49°58'02" E for 46.44'; thence N 71°55'42" E for 158.67'; thence N 49°42'08"E for 39.60'; thence N 60°02'46"W for 115.13'; thence S 72°40'25"W for 60.70'; thence N 88°12'01" W for 81.70'; thence N 32°04'29" W for 46.43'; thence N 05°38'05"W for 77.75'; thence N 23°35'58"E for 32.92' to an intersection with the north line of Said Section 10; thence N 88°04'30"E along the N line of said Section 10 for 1365.70' to the NE corner of Section 10; thence S 02°31'38"E along the east line of said Section 10 for 883.91' to POB.

And

The NW ¼ of the NW ¼ and the NE ¼ of the NW ¼ of Section 11, Township 22S, Range 23E lying west of the Railroad.

**Sec. 35, Twp. 21S, Rng. 23E:** Comm. at NE cor of SE ¼ & run W 660' S 1980' W 706.21' for POB Cont. W 597.77' to E RW of CR 736 Run N 90' E 597.77' S 90' to POB & Comm. at NE cor of SE ¼ Run W 660 S 1980' to POB; thence W 706.21' N 90' E 62.44' N 24.40' N 88°13'02" E 644.14' S 139.67' to POB & From SW cor of SE ¼ of SW ¼ of SE ¼ Run E 182.19' to POB From said POB Run N 611.96' E 30' S 611.97' S 1340.72' W 30' N 1340.73' to POB & W 211' of SE ¼ of SW ¼ of SE ¼ less E 30' of S 611.96' & From NE cor of SE ¼ of SW ¼ of SE ¼ Run W 450.73' to POB Run W 211' S 50' E 211' N 50' to POB & SW ¼ of SE ¼ of SE ¼ & Beg. at SE cor of SE ¼ of SW ¼ of SE ¼ Run W 449.77' N 662.38' E 450.73' S to POB & E ½ of SE ¼ of SW ¼ & W ½ of SW ¼ of SE ¼. Less The East 1/2 of the SE 1/4 of the SW 1/4 and the NW 1/4 of the



SW 1/4 of the SE 1/4 and the SW 1/4 of the SW 1/4 of the SE 1/4, all in Section 35, Township 21 South, Range 23 East, Sumter County, Florida.

**Sec. 2, Twp. 22S, Rng. 23E:** Beg. at SE cor of SW 1/4 for POB Run N 570.79' W 30' S 570.79' E 30' to POB & E 1/4 of N 1/2 of NW 1/4 & S 1/2 of NW 1/4 & NE 1/4 less S 165'.

**Sec. 11, Twp. 22S, Rng. 23E:** NW 1/4 of NE 1/4 less E 535' of S 575' of NW 1/4 of NE 1/4 & S 1/2 of NW 1/4 less all that property lying E of RR R/W & less W 168.72' of S 1/2 of SW 1/4 of NW 1/4 & SE 1/4 less those portions lying E of RR R/W & SW 1/4 less that property lying E of RR R/W & less Beg at NW cor of W 1/2 of SW 1/4 Run S 2640' MOL E 110' MOL N/ly to N line of SW 1/4 W 168.72' to POB & N 60.21' of E 30' of NE 1/4 of NW 1/4.

**B3. Pre-Mining Requirements.** Prior to commencement of mining activities, the Operator shall obtain all required state agency permits and submit to the Board copies of all such permits.

**B4. Buffers and Setbacks.**

- a. All mining activities are prohibited within one hundred (100) feet of adjoining property lines. Use of the access roads shall not be considered mining activity.
- b. A minimum fifty (50) foot buffer shall be maintained around all jurisdictional wetlands requiring protection or mitigation, in which no mining activities may occur.

**B5. Ground/Surface Water.**

- a. Mining operations shall not cause any significant off-site increase/decrease in surface water levels.
- b. De-watering or draw-down of aquifer water levels in mine pits is prohibited, except for the following ancillary uses: **transfer of water between active and inactive mine pits for the purpose of maintaining a safe dry work platform which reduces the water level to no less than 75' above Mean Sea Level (this provision is strictly for the purpose of health, safety and welfare, not for the purpose of mining deeper or additional limerock )**, dust control purposes, wetting of stockpiles, elimination and clearing of rock jams in equipment, water coolant for equipment, drilling of blast holes, truck tire washing, drainage of surface water collecting in re-contoured area, irrigation of reclaimed areas (re-vegetation), and sizing of aggregate material. Any impacts to on-site jurisdictional wetlands will be mitigated in accordance with the governing agency's requirements.
- c. On-site storage of hazardous materials is prohibited.

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- d. Prior to any mining operations, all existing wells within ½ mile of the property listed under the operating permit shall be inventoried and cataloged, utilizing SWFWMD records and other means. Inventory shall be in accordance with SWFWMD regulations and submitted to the Commission prior to any mining activities. An inspection report shall also be furnished, by certified mail, to the respective property owner with instructions to report any disagreement with the report to the County within thirty days of receipt.
- e. If desired in the future, de-watering shall require a use permit amendment under Development Code Section 13-144(d).
- f. **An operating permit is not a permit of right and shall allow operation of the described usage only so long as it is conducted in compliance with all local, state and federal laws and permit conditions and only so long as the operation does not create a danger to the public health, safety and welfare.**

**B7. Blasting.**

- a. The operator prior to the initial blasting shall make an inspection of all structures within ½ mile of the operating permit's boundaries. The inspection shall be for existing structural and cosmetic deficiencies that might later be attributed to blasting. An inspection report shall be furnished to the County and, by certified mail, to the respective property owner with instructions to report any disagreement with the report to the County.
- b. All blasting shall be in compliance with Sumter County Development Code and federal regulations.
- c. Blasting hours shall be from 9:00 AM to 5:00 PM on week-days only. No blasting shall be permitted on any County recognized Holiday.

**B8. Traffic Circulation.**

- a. Access for mining operations is restricted to S.R. 50 and the existing private paved road.
- b. Interior devices or procedures shall be used to limit the accumulation of lime-rock material and water on S.R. 50 to a degree acceptable to the Board.
- c. Whenever, upon notice from the County Public Works Director, an accumulation, (within ¼ mile of the mine's access point) of material or water from the mining operation renders the condition of S.R. 50 unacceptable, the mine Operator shall, within 48 hours, or within the time limit set by the Public Works Director, correct such condition at the Operator's expense.

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- d. A stop sign shall be maintained at the property line for trucks exiting the property.
- e. Access to S.R. 50 shall be expressly prohibited via the abandoned railroad right-of-way unless and until such time that the FDOT moves S.R. 50 to ground level and provides acceleration, deceleration lanes.

**B9. Noise.**

- a. Equipment used in mining activities shall be properly maintained and operated to minimize noise.
- b. Mining operations and procedures shall be conducted to minimize noise.

**B10. Air Pollution.**

- a. Equipment used in mining activities shall be properly maintained and operated to minimize air pollution.
- b. Mining operations and procedures shall be conducted to minimize air pollution, and dust abatement measures shall be utilized.

**B11. Mine Safety and Security.** Excavated areas shall be secured from the public on all sides by adequate fencing or other means.

**B12. Flora and Fauna.**

- a. Mining activities shall not result in the harming, pursuit or harassment of wildlife classified as endangered, threatened, or a species of special concern by either the state or federal governments in contravention of applicable state or federal laws, unless approved by the Florida Game and Fresh Water Fish Commission and/or the United States Fish and Wildlife Service.
- b. A survey of threatened and endangered species shall be done prior to each new mining phase, at the appropriate time of year, no more than one year prior to mining activities. Habitat for any listed species will be provided on site with areas of acreage delineated. A habitat management plan will be provided in conformance with recommended standards of the Florida Game & Freshwater Fish Commission prior to the initial operation and prior to each mining phase.



**B13. Reclamation.**

- a. The lands subject to this Permit shall be reclaimed pursuant to the reclamation plan approved by the Florida Department of Environmental Protection (FDEP).
- b. In addition to FDEP requirements, the County Commission reserves the right to require specific recognized best management practices on disturbed areas.

**B14. Sanitation.**

- a. The Operator will provide sanitary facilities and potable water as required by the Environment Health Department.
- b. All solid waste generated by this mining operation shall be disposed of at approved landfills.

**B15. Reporting and Tests.**

- a. Copies of all reports required by state or federal agencies shall also be submitted to the Board at the time of submission to the agency.
- b. During the term of this Permit, and extension thereof, the Operator shall submit to the Commission copies of all applications for amendments to state agency permits and approvals at the same time they are transmitted to state agencies.
- c. Water quality tests shall be conducted in accordance with applicable codes and relevant agency permits.
- d. Reports required by the Board shall be submitted as directed by ordinance or permit.

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Amended Operating Permit Issued:



Connie Webb  
Connie Webb  
Deputy Clerk

Joey Chandler  
Joey Chandler, Chairman  
Sumter Board of County Commissioners

REVISED <sup>RR</sup>  
Permit issued this 22 day of August, 2006.

Roberta Rogers  
Roberta Rogers, Director  
Division of Planning and Development

SUMTER COUNTY, FLORIDA  
GLORIA HAYWARD, CLERK OF CIRCUIT COURT

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